

<b>EARVIN KYLES,</b>	)	
	)	
<b>Plaintiff,</b>	)	
	)	
<b>v.</b>	)	<b>Case No. 3:14-cv-01674</b>
	)	<b>Judge Todd J. Campbell</b>
<b>TRG CUSTOMER SOLUTIONS, INC.</b>	)	<b>Magistrate Judge Joe Brown</b>
<b>(d/b/a IBEX GLOBAL SOLUTIONS) and</b>	)	
<b>Joshua Perkins, individually,</b>	)	
	)	
<b>Defendants.</b>	)	

Pursuant to Fed. R. Civ. P. 12(b)(6), Defendant TRG Customers Solutions, Inc. d/b/a IBEX Global Solutions (“IBEX”) moves the Court to enter an Order dismissing this lawsuit because Plaintiff Earvin Kyles (“Kyles”) agreed previously, in writing, to submit all employment claims to final and binding arbitration. Alternatively, pursuant to Section 3 of the Federal Arbitration Act, 9 U.S.C. § 1 et seq. (“FAA”), IBEX moves the Court to enter an Order staying these proceedings and compelling Kyles to comply with the promise he made in writing to resolve any claim relating to his employment through final and binding arbitration rather than through the courts. His lawsuit ignores that promise and does just the opposite. The strong federal and state public policy favoring the resolution of disputes through arbitration – the exact process dictated by the mandatory alternative dispute resolution process to which the parties here agreed – requires the Court to grant IBEX’s Motion as a matter of law.

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s/ K. Coe Heard  
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**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing was filed via the court's electronic filing system upon the following:

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on this the 19th day of September, 2014.

s/ K. Coe Heard  
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